



Docket No.: 42397-192272  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Joel WEBBE et al.

Application No.: 10/655,212

Confirmation No.: 8492

Filed: September 5, 2003

Art Unit: 1654

For: FORTIFIED NUTMEG-BASED PAIN  
RELIEF FORMULATIONS

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Examiner: Patricia A. Leith

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the reference listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

A copy of each reference on the PTO/SB/08 is attached.

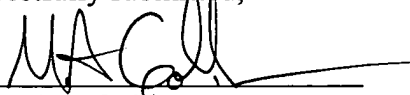
The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 42397-192272.

Application No.: 10/655,212

Docket No.: 42397-192272

Dated: August 27, 2004

Respectfully submitted,

By 

Michael A. Gollin

Registration No.: 31,957

VENABLE LLP

P.O. Box 34385

Washington, DC 20043-9998

(202) 344-4000

(202) 344-8300 (Fax)

Attorney For Applicant

575381v1



PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/B/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				Application Number	10/655212-Conf. #8492
				Filing Date	September 5, 2003
				First Named Inventor	Joel H. Webbe
				Art Unit	1654
				Examiner Name	Patricia A. Leith
Sheet	1	of	2	Attorney Docket Number	42397-192272

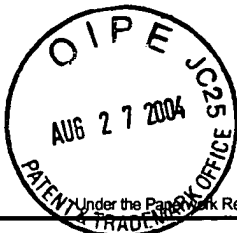
U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AA**	US-6,579,543	06-17-2003	McClung; Jackie H.	
	AB**	US-4,224,307	09-23-1980	Thiele; Geraldine H.	
	AC**	US-4,670,264	06-02-1987	Warren; Craig B. et al.	
	AD**	US-4,671,959	06-09-1987	Warren; Craig B. et al.	

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)					

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\*CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	CA	Rodlen Laboratories, Inc. "Package Insert of Zostrix HP (Capsaicin 0.075%) Topical Analgesic Cream."			
	CB	DJR Group Inc. "Stopain - Extra Strength Spray" available at <a href="http://www.stopain.com/extra_strength.html">http://www.stopain.com/extra_strength.html</a> .			
	CC	DJR Group Inc. "Stopain - Professional Strength Spray" available at <a href="http://www.stopain.com/professional_strength.html">http://www.stopain.com/professional_strength.html</a> .			
	CD	LecTec Corporation. "TheraPatch. We have got you covered" available at <a href="http://www.therapatch.com/products.html">http://www.therapatch.com/products.html</a> .			
	CE	WFY. "Absorbine Jr Pain Relieving Patches" available at <a href="http://www.drugstore.com/qxp83687_333181_sespidar/absorbine_jr/pain_relieving_patches.htm">http://www.drugstore.com/qxp83687_333181_sespidar/absorbine_jr/pain_relieving_patches.htm</a> .			
	CF	Noelville Ltd. "NUT-MED Instant Pain Relieving SPRAY" available at <a href="http://www.caribbean-connexion.com/exports/nut-med.htm">http://www.caribbean-connexion.com/exports/nut-med.htm</a> .			
	CG	Sherbourne House. "Spices Wholesale - Spices - Herbs -Grenada - Bois Bande - Nutmeg Oil" available at <a href="http://www.travelgrenada.com/spices.htm">http://www.travelgrenada.com/spices.htm</a> .			
	CH	Sherbourne House. "Nutmeg Oil - Body Massage Oil - Aromatherapy" available at <a href="http://www.travelgrenada.com/nutmegoil.htm">http://www.travelgrenada.com/nutmegoil.htm</a> .			
	CI	Malahyde Information Systems. "Entressdruppels H.M." available at <a href="http://home.intekom.com/pharm/lendutch/entress.html">http://home.intekom.com/pharm/lendutch/entress.html</a> .			
	CJ	Malahyde Information Systems. "ROOILAVENTAL (Solution)" available at <a href="http://home.intekom.com/pharm/lendutch/rooilav.html">http://home.intekom.com/pharm/lendutch/rooilav.html</a> .			
	CK	Malahyde Information Systems. "BALSEM VITA WIT (Solution); BALSEM VITA GEEL (Solution); BALSEM VITA ROOI (Solution)" available at <a href="http://home.intekom.com/pharm/lendutch/b-vita.html">http://home.intekom.com/pharm/lendutch/b-vita.html</a> .			

Examiner Signature		Date Considered	
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PTO/SB/08a/b (08-03)

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				Art Unit	1654
				Examiner Name	Patricia A. Leith
Sheet	2	of	2	Attorney Docket Number	42397-192272

CL	Malahyde Information Systems. "STUIPDRUPPELS (Saamgestelde)" available at <a href="http://home.intekom.com/pharm/lendutch/stuipdru.html">http://home.intekom.com/pharm/lendutch/stuipdru.html</a> .	
CM	21 CFR Part 348 External Analgesic Drug Products for Over-the-Counter Human Use; Tentative Final Monograph. 48 FR 5852 (1983).	
CN	GNO1, "Advantages of Grenada Nutmeg Essential Oil" available at <a href="http://www.gno1.com/advantages.htm">http://www.gno1.com/advantages.htm</a> .	
CO	Nutmeg and Derivatives, "Food and Agriculture Organization of the United Nations" available at <a href="http://www.fao.org/docrep/v4084e/v4084e00.htm">http://www.fao.org/docrep/v4084e/v4084e00.htm</a> .	
CP	Spice Pages: Nutmeg & Mace (Myristica fragrans), "Nutmeg and Mace (Myristica fragrans Houtt.)" available at <a href="http://www-ang.kfunigraz.ac.at/~katzer/engl/Myri_fra.html">http://www-ang.kfunigraz.ac.at/~katzer/engl/Myri_fra.html</a> .	
CQ	Excerpts from Production, Handling and Processing of Nutmeg and Mace and Their Culinary Uses, "Food and Agriculture Organization of the United Nations," available at <a href="http://www.fao.org/inpho/vlibrary/x0047e/X0047E00.htm">http://www.fao.org/inpho/vlibrary/x0047e/X0047E00.htm</a> .	

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.  
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